

BY PASS NO. 100-11-11

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April 4, 2003

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Federal Communications Commission
Office of Secretary

(202) 828-9475

VIA HAND DELIVERY

Marlene Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

**Re: Oral Ex Parte Presentation
CC Docket No. 96-45**

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 CFR Section 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-captioned proceeding. On Thursday, April 3, 2003, David LaFuria met with Christopher Libertelli in Chairman Michael Powell's office. The purpose of the meeting was to discuss the possible alternatives for extending Tier 4 universal service support to "near reservation" lands. In addition, the parties discussed the merits of Smith Bagley, Inc.'s pending application for Eligible Telecommunications Carrier ("ETC") designation in the State of Utah.

In accordance with the Commission's rules, two copies of this letter are enclosed for inclusion in the Commission's docket file.


Marlene Dortch, Secretary

April 4, 2003

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If you have any questions or require any additional information, please contact undersigned counsel directly.

Sincerely,

A handwritten signature in black ink, appearing to read "David A. LaFuria".

David A. LaFuria

Counsel for Smith Bagley, Inc

cc: Christopher Libertelli, Esq